

CONTRACT AGREEMENT

THIS AGREEMENT, made this MAR 21 2022 day of _____, 2022 between DEPARTMENT OF AGRICULTURE, WESTERN VISAYAS, with office address at Brgy. Buntatala, Jaro, Iloilo City, represented for with purposes of this act by its Regional Executive Director, REMELYN R. RECOTER MNSA, CESO III (hereinafter called the "Entity") and MJBL CONSTRUCTION SERVICES with office address at Block 7, Lot 19 & 21, Riverville Subd., Brgy. Yulo, Drive, Arevalo, Iloilo City represented for with purposes of this act by its duly owner/manager JONATHAN M. LEMERY, JR. (hereinafter called the "Contractor").

WHEREAS, the Entity is desirous that the Contractor execute the PROCUREMENT OF WORKS FOR THE CONSTRUCTION OF SIPAC DIVERSION DAM (hereinafter called "the goods") and the Entity has accepted the Bid for FIVE MILLION TWO HUNDRED SEVENTY-THREE THOUSAND ONE HUNDRED EIGHT PESOS AND 79/100 (PHP 5,273,108.79) by the Contractor for the execution and completion of such Works and the remedying of any defects therein.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. In this Agreement, words and expressions shall have the same meanings as are respectively assigned to them in the Conditions of Contract hereinafter referred to.
2. The following documents as required by the 2016 revised Implementing Rules and Regulations of Republic Act No. 9184 shall be deemed to form and be read and construed as part of this Agreement, viz.:

- a. Philippine Bidding Documents (PBDs);
 - i. Schedule of Requirements;
 - ii. Technical Specifications;
 - iii. General and Special Conditions of Contract; and
 - iv. Supplemental or Bid Bulletins, if any
- b. Winning bidder's bid, including the Eligibility requirements, Technical and Financial Proposals, and all other documents or statements submitted;

Bid form, including all the documents/statements contained in the Bidder's bidding envelopes, as annexes, and all other documents submitted (e.g., Bidder's response to request for clarifications on the bid), including corrections to the bid, if any, resulting from the Procuring Entity's bid evaluation;

- c. Performance Security;
- d. Notice of Award of Contract and the Bidder's conforme thereto; and
- e. Other contract documents that may be required by existing laws and/or the Procuring Entity concerned in the PBDs. Winning bidder agrees that additional contract documents or information prescribed by the GPPB that are subsequently required for submission after the contract execution, such as the Notice to Proceed, Variation Orders, and Warranty Security, shall likewise form part of the Contract.

3. In consideration for the sum of FIVE MILLION TWO HUNDRED SEVENTY-THREE THOUSAND ONE HUNDRED EIGHT PESOS AND 79/100 (PHP 5,273,108.79) or such other sums as may be ascertained, MJBL CONSTRUCTION SERVICES agrees to execute the PROCUREMENT OF WORKS

REMELYN R. RECOTER MNSA, CESO III
REGIONAL EXECUTIVE DIRECTOR

JONATHAN M. LEMERY, JR.
OWNER / PROPRIETOR

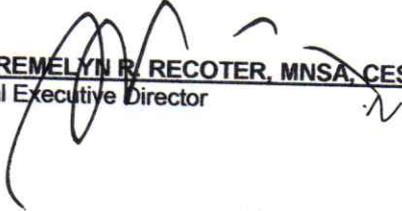
FOR THE CONSTRUCTION OF SIPAC DIVERSION DAM in accordance with its Bid.

4. **DA WESTERN VISAYAS** agrees to pay the above-mentioned sum in accordance with the terms of the Bidding.

IN WITNESS whereof the parties thereto have caused this Agreement to be executed the day and year first before written.

For:
DEPARTMENT OF AGRICULTURE
WESTERN VISAYAS

For:
MJBL CONSTRUCTION
SERVICES


ENGR. REMELYN R. RECOTER, MNSA, CESO III
Regional Executive Director


JONATHAN M. LEMERY, JR.
Owner/Manager

5,273,108.79



ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
ILOILO CITY) S.S.

Before me this 11 APR 2022 at ILOILO CITY
personally appeared the following:

Name	Competent Evidence of Identity	Place and Date Issued
1. ENGR. REMELYN R. RECOTER	<u>129-225-059</u>	_____
2. JONATHAN M. LEMERY, JR.	<u>413-518-790</u>	_____

Known to me and to me to be the same persons who executed the foregoing agreement and acknowledged that the same is their own free and voluntary act and deed as those of the offices they represent.

WITNESS MY HAND AND SEAL this 11 APR 2022 at _____

Doc. No. 132
Page No. 25
Book No. 02
Series of 2022

[Signature]
REY G. CANINDO
 NOTARY PUBLIC
 FOR THE CITY AND PROVINCE OF ILOILO
 NOTARIAL COMMISSION NO. 41
 EXTENDED UNTIL JUNE 30, 2022
 SC-RESOLUTION DATED 9-28-2021
 AS PER BAN NO. 3795
 ROLL OF ATTORNEY'S NO. 36808
 MCLE COMPLIANCE NO VII-0002761
 IBP NO. 001824 (TEMP.) 1-03-2022, ILOILO CITY
 PTR NO. 7692217, 1-03-32, ILOILO CITY
 ROOM 212, ILOILO CASA PLAZA
 GEN. LUNA STREET, ILOILO CITY

[Signature]
 REMELYN R. RECOTER, MNSA, CESO III
 REGIONAL EXECUTIVE DIRECTOR

[Signature]
 JONATHAN M. LEMERY, JR.
 OWNER / PROPRIETOR